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**PART I - NOTIFICATIONS BY GOVERNMENT, HEADS OF DEPARTMENTS
AND OTHER OFFICERS**

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NOTIFICATIONS BY GOVERNMENT

**REVENUE DEPARTMENT
(COMMERCIAL TAXES-II)**

THE ANDHRA PRADESH GOODS AND SERVICES TAX ACT, 2017 (ACT No. 16 OF 2017) - SECTION 172 OF THE ACT - REMOVAL OF DIFFICULTIES - IN COMPUTING AGGREGATE TURNOVER FOR DETERMINING ELIGIBILITY FOR COMPOSITION SCHEME UNDER SECTION 10.

[G.O.Ms.No.276, Revenue (Commercial Taxes-II), 15th April, 2019.]

WHEREAS, sub-section (1) of Section 10 of the Andhra Pradesh Goods and Services Tax Act, 2017 (Act No. 16 of 2017) (hereafter in this Order referred to as the said Act) provides that-

- (i) a registered person engaged in the supply of services, other than supply of service referred to in clause (b) of paragraph 6 of Schedule II to the said Act, may opt for the scheme under the said sub-section;
- (ii) a person who opts for the said scheme may supply services (other than those referred to in clause (b) of paragraph 6 of Schedule II to the said Act), of value not exceeding ten per cent, of turnover in a State or Union territory in the preceding financial year or five lakh rupees, whichever is higher;

AND WHEREAS, clause (a) of sub-section (2) of section 10 of the said Act provides that the registered person shall be eligible to opt under sub-section (1), if, save as otherwise provided in sub-section (1), he is not engaged in the supply of services ;

AND WHEREAS, rendering of services as part of the savings and investment practice of business, by way of extending deposits, loans or advances, in so far as the consideration is represented by way of interest or discount, is resulting in their ineligibility for the aforesaid scheme, causing hardships to a lot of small businesses and because of that, certain difficulties have arisen in giving effect to the provisions of Section 10;

NOW, THEREFORE, in exercise of the powers conferred by section 172 of the Andhra Pradesh Goods and Services Tax Act, the Government, on recommendations of the Goods and Services Tax Council, hereby makes the following Order, namely: --

1. Short title. —This Order may be called the Andhra Pradesh Goods and Services Tax (Removal of Difficulties) Order No. 5 of 2019.
2. For the removal of difficulties, it is hereby clarified that the value of supply of exempt services by way of extending deposits, loans or advances in so far as the consideration is represented by way of interest or discount, shall not be taken into account -
 - (i) for determining the eligibility for composition scheme under second proviso to sub-section (1) of Section 10;
 - (ii) in computing aggregate turnover in order to determine eligibility for composition scheme.

Dr. D. SAMBASIVA RAO,
Special Chief Secretary to Government.

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